

1 BILL NO. A-77-02- 16

2 APPROPRIATION ORDINANCE NO. A-04-77

3 AN ORDINANCE appropriating funds
4 from City Light Lease Funds and
Authorizing Payment for Services.

5 WHEREAS, the City of Fort Wayne and City Utilities
6 electric bill is in the approximate amount of \$850,000.00 annually,
7 and

8 WHEREAS, the City of Fort Wayne and City Utilities ob-
9 jected to the Indiana and Michigan Electric Company's proposed
10 rate increase of approximately fifty (50%) per cent; and

11 WHEREAS, the Public Service Commission granted an increase
12 of approximately twenty-five (25%) per cent; and

13 WHEREAS, in addition to the services of the City Attorney,
14 there has been the need to retain the services of a Certified
15 Public Accountant in this matter; and

16 WHEREAS, the Board of Works has authorized payment to
17 the City Attorney for the services performed by Resolution; and

18 WHEREAS, the Board of Works has authorized the payment
19 to the City Attorneys for the services rendered to City Utilities
20 from the revenues derived from the operation of the Utility; and

21 WHEREAS, there are sufficient funds in the City Light
22 Lease Fund to cover the expenses of the Certified Public Account-
23 ant.

24 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
25 THE CITY OF FORT WAYNE, INDIANA:

26 SECTION 1. That there is hereby appropriated from
27 the unappropriated and unencumbered balance of the City Light
28 Lease Fund the sum of \$9,185.45 to City Utilities.

29 SECTION 2. That the Board of Works Resolution author-
30 izing the payment to the City Attorneys be approved and the
31 City Attorneys be paid from the revenues of the Utility.

32 SECTION 3. That the unappropriated and unencumbered
33 balance of the City Light Lease Fund is hereby reduced in the
34 amount of \$9,185.45.

35 SECTION 4. This Ordinance shall be in full force and
effect from and after its passage, approval by the Mayor and
legal publication thereof.

**APPROVED AS TO FORM
AND LEGALITY.**

William T. Hinga
Councilman

Read the first time in full and on motion by Hinga, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tues, the day of March, 1976, at 7:30 P.M. o'clock P.M., E.S.T.

DATE: 2-23-77

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Stier, seconded by Hunter, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>6</u>	<u> </u>	<u> </u>	<u>3</u>	<u> </u>
BURNS	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
HINGA	<u>A</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
HUNTER	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
MOSES	<u>A</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
NUCKOLS	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
SCHMIDT, D.	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
SCHIMDT, V.	<u>A</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
STIER	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TALARICO	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: 3-8-77

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (~~ANNEXATION~~) (~~SPECIAL~~) (APPROPRIATION)

ORDINANCE (RESOLUTION) No. 9-04-77 on the 8th day of March, 1976.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of March, 1976, at the hour of 2:00 o'clock P. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 9th day of March, 1976, at the hour of 4:00 o'clock P. M., E.S.T.

Robert E. Clenching
MAYOR

Bill No. A-77-02-16

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
appropriating funds from City Light Lease Funds and Authorizing Payment
for services

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance do PASS.

WILLIAM T. HINGA - CHAIRMAN

JAMES S. STIER - VICE CHAIRMAN

VIVIAN G. SCHMIDT

PAUL M. BURNS

FREDRICK HUNTER

James Stier
Paul M. Burns
Fredrick Hunter
DATE 2-8-77 CONCURRED IN
CHARLES W. WICKERMAN, CITY CLERK

PLEASE REMIT TO:

P. O. Box 1507
Maitland, Florida 32751

BERNARD T. PERRY

Certified Public Accountant
SUITE 102
1815 NORTH MERIDIAN STREET
INDIANAPOLIS, INDIANA 46202
(317) 924-5543

December 31, 1976

Common Council
City of Fort Wayne
City County Building
Fort Wayne, Indiana

Professional services rendered in connection with representation of the City of Fort Wayne before the Public Service Commission of Indiana in Cause No. 34588, being a petition for increased rates and charges by Indiana & Michigan Electric Company, such services including preparation of exhibits and testimony in behalf of the City of Fort Wayne; presentation of exhibits and testimony before the Public Service Commission as an expert witness; attendance at hearings of the Commission for the purpose of assisting City's counsel in cross-examination of witnesses; review of Petitioner's records, pre-filed exhibits and testimony; review of Petitioner's filings with Securities and Exchange Commission; for the period August 17, 1976 to date.

Per diem - Principals @ \$240.00	\$ 7,070.00
- Other Accountants @ \$120.00	1,560.00

Cash Out-of-Pocket Expenses

Meals and lodging	294.20
Auto Mileage @ \$.12	151.20
Telephone charges	27.80
Miscellaneous	26.25
Printing and postage	56.00

Total Due	\$ <u>9,185.45</u>
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BERNARD T. PERRY CPA

Analysis of Per Diem Billing
City of Fort Wayne vs. Indiana Michigan Electric Company

<u>Date</u>	<u>Per Diem</u> <u>\$</u>
August 24	360
25	240
26	320
30	240
31	180
September 1	240
2	360
6	240
7	300
8	360
14	360
15	360
16	240
17	240
24, 25	480
27	210
30	360
October 1	360
2	240
4, 5	540
6, 7	480
22	240
November 15	<u>120</u>
	<u>7,070</u>

NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 8th day of March, 19 77 at 7:30 AM o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

Bill, No. A-77-02-16

There is hereby appropriated from the unappropriated and unencumbered balance of the City Light Lease Fund the sum of \$9,185.45 to City Utilities
That the unappropriated and unencumbered balance of the City Light Lease Fund is hereby reduced in the amount of \$9,185.45.

City of Fort Wayne & City Utilities objected to the Indiana & Michigan Electric Company's proposed rate increase - in addition to the service of the City Attorney, there has been the need to retain the services of a Certified Public Accountant - and there are sufficient funds in the City Light Lease Fund to cover the expenses of the Certified Public Accountant.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.



CHARLES W. WESTERMAN
CITY CLERK

EMERGENCY APPROPRIATION ORDINANCE

WHEREAS, certain extraordinary emergencies have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget; now therefore, to meet such extraordinary emergencies:

APPROVED by the Common Council of the City of Fort Wayne, Allen County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

John D. Uebelacker
AUDITOR OF ALLEN COUNTY

AUDITOR OF ALLEN COUNTY		AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO.	A-77-02-16	\$ 9,185.45	\$ 9,185.45

That there is hereby appropriated from the unappropriated and unencumbered balance of the City Light Lease Fund the sum of \$9,185.45 to City Utilities

		AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO.	A-77-02-16	\$ 9,185.45	\$ 9,185.45

That the unappropriated and unencumbered balance of the City Light Lease Fund is hereby reduced in the amount of \$9,185.45.

That the Board of Works Resolution authorizing the payment to the City Attorneys be approved and the City Attorneys to be paid from the revenues of the Utility and there are sufficient funds in the City Light Lease Fund to cover the expenses of the Certified Public Accountant

ADOPTED THIS 8th DAY OF March, 1976

AYES

NAYS

-PAUL M. BURNS

WILLIAM T. HINGA

FREDRICK R. HUNTER

WINFIELD C. MOSES, JR.

JOHN NUCKOLS

DONALD J. SCHMIDT

VIVIAN G. SCHMIDT

JAMES S. STIER

SAMUEL J. TALARICO

ATTEST

CHARLES W. WESTERMAN
CITY CLERK

STATE BOARD OF TAX COMMISSIONERS
201 State Office Building
Indianapolis 46204
March 16, 1977

TAXING UNIT: Allen County
City of Fort Wayne
DATE AND TIME OF HEARING March 24, 1977 10:00 A.M.
PLACE OF HEARING: Allen County Auditor's Office

Dear Sir:

Please be advised that a hearing on the Additional Appropriation for the above captioned taxing unit will be held at the place and on the date and time set out above.

If you have not already furnished the following items, please have the same available for our Field Representative:

1. Proof of publication of notice to taxpayers.
2. Certified copy of appropriation ordinance or resolution.
3. Auditor's certificate of filing.
4. Fund ledger and financial records of appropriations and disbursements.

PLEASE BRING TO HEARING:

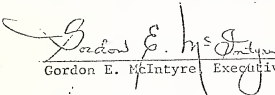
1. The completed financial statement (enclosed).
2. A copy of your current year budget as approved by the State Board of Tax Commissioners.
3. A copy of any contracts involving the appropriation.
4. The project number and project approval letter (if taxing unit is a school corporation).

Upon receipt of our Field Representative's report, we will advise you of our action on this matter.

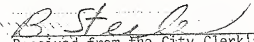
Final approval of appropriations will not be issued until the above requests have been complied with.

Sincerely,

STATE BOARD OF TAX COMMISSIONERS


Gordon E. McIntyre, Executive Secretary

Enclosure
SBTC 12-19-74


Received from the City Clerk's
Office 3/18/77

DIGEST SHEET

TITLE OF ORDINANCE: Appropriation

A-77-02-16

DEPARTMENT REQUESTING ORDINANCE: Law

SYNOPSIS OF ORDINANCE: An Ordinance appropriating \$9,185.45
from City Light Lease Funds and authorizing payment for services

EFFECT OF PASSAGE: Payment for services

EFFECT OF NON-PASSAGE: Non-payment for services

MONEY INVOLVED (Direct Costs, Expenditures, Savings): \$9,185.45

ASSIGNED TO COMMITTEE (J.N.): _____



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

February 23, 1977

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of February 26 and March 5, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Bill No. A-77-02-16
Bill No. A-77-02-14

Please send us six (6) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 2



Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

2

Body number of lines

48

Tail number of lines

2

Total number of lines in notice

52

COMPUTATION OF CHARGES

52 lines, 1 columns wide equals 52 equivalent lines at .2594

\$ 13.47

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

2.00

TOTAL AMOUNT OF CLAIM

\$ 15.47

DATA FOR COMPUTING COST

Width of single column 9.9 columns

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date March 5, 19 77

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows:

2/26 & 3/5/77

Subscribed and sworn to before me this 5th day of March, 19 77

Arvilla Dewald
Notary Public

My commission expires September 25, 1979

NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS
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Bill No. A-77-22-16

There is hereby appropriated from the unappropriated and unencumbered balance of the City Light Lease Fund the sum of \$9,185.45 to City Utilities for the unappropriated and unencumbered balance of the City Light Lease Fund is hereby reduced in the amount of \$9,185.45.

City of Fort Wayne & City Utilities objected to the Indiana & Michigan Electric Company's proposed rate increase - in addition to the service of the City Authority, there has been the need to retain the services of a Certified Public Accountant and there are sufficient funds in the City Light Lease Fund to cover the expenses of the Certified Public Accountant.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

Charles W. Westerman
City Clerk

Common Council of Fort Wayne
(Governmental Unit)

To: THE NEWS-SENTINEL Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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52 lines, 1 columns wide equals 52 equivalent lines at \$254 cents per line

\$ 13.47

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

2.00

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 15.47

DATA FOR COMPUTING COST

Width of single column 9.9

Size of type 5 1/2 point

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Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date March 5, 1977

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows:

2/26 & 3/5/77

Subscribed and sworn to before me this 5th day of March 1977

V. E. Gerken

Harry V. Owens
Notary Public

My commission expires September 28, 1979

NOTICE TO TAXPAYERS OF ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 8th day of March, 1977 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

Bill No. A-77-02-18
There is hereby appropriated from the unappropriated and unencumbered balance of the City Light Lease Fund the sum of \$9,185.45 to City Utilities. That the unappropriated and unencumbered balance of the City Light Lease Fund is hereby reduced in the amount of \$9,185.45.

City of Fort Wayne & City Utilities objected to the Indiana & Michigan Electric Company's proposed rate increase - in addition to the service of the City Attorney, there has been the need to retain the services of a Certified Public Accountant and there are sufficient funds in the City Light Lease Fund to cover the expenses of the Certified Public Accountant.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

Charles W. Westerman
City Clerk